

AMENDED IN ASSEMBLY APRIL 20, 2004
AMENDED IN ASSEMBLY MARCH 1, 2004
AMENDED IN ASSEMBLY SEPTEMBER 4, 2003
AMENDED IN SENATE MARCH 20, 2003

SENATE BILL

No. 87

Introduced by Senator Hollingsworth

January 27, 2003

An act to amend Section 379 of the Streets and Highways Code, relating to highways, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 87, as amended, Hollingsworth. State Highway Route 79.

Existing law requires the California Transportation Commission to relinquish to any city or county any portion of any state highway within the city or county that has been deleted from the state highway system by legislative enactment. These relinquishments become effective upon the first day of the next calendar or fiscal year, whichever first occurs after the effective date of the legislative enactment.

This bill would authorize the commission to relinquish to the City of Temecula a specified portion of State Highway Route 79 located within Temecula's city limits, upon terms and conditions the commission finds to be in the best interests of the state, if the commission and the city enter into an agreement providing for that relinquishment.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ²/₃. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 379 of the Streets and Highways Code
2 is amended to read:
3 379. (a) Route 79 is from:
4 (1) Route 8 near Descanso to Route 78 near Julian.
5 (2) Route 78 near Santa Ysabel to the Temecula city limits east
6 of Butterfield Stage Road.
7 (3) Temecula city limits south of Murrieta Hot Springs Road to
8 Route 74 near Hemet.
9 (4) Route 74 near Hemet to Route 10 near Beaumont.
10 (b) Notwithstanding this section, the commission may
11 relinquish to the City of Temecula the portion of Route 79 located
12 within Temecula's city limits, upon terms and conditions the
13 commission finds to be in the best interest of the state.
14 ~~(c) The terms and conditions for relinquishment shall be~~
15 ~~consistent with the 1995 Memorandum of Understanding between~~
16 ~~the department and the City of Temecula, unless a comprehensive~~
17 ~~traffic study determines that the memorandum of understanding~~
18 ~~must be altered, modified, or replaced in order to protect safety or~~
19 ~~necessary traffic flow.~~
20 (c) (1) *The relinquishment agreement shall require that the*
21 *operations and maintenance of the highways will be administered*
22 *consistent with professional traffic engineering standards.*
23 (2) *The relinquishment agreement shall require that*
24 *appropriate traffic studies or analysis will be performed to*
25 *substantiate decisions affecting the highways.*
26 (3) *The relinquishment agreement shall also allow for public*
27 *notice and the consideration of public input on the proximate*
28 *effects of any proposed decision on traffic flow, residences, or*
29 *businesses, other than a decision on routine maintenance.*
30 (d) The relinquishment shall become effective immediately
31 after the county recorder records the relinquishment resolution
32 that contains the commissioner's approval of the terms and
33 conditions of the relinquishment.
34 (e) On and after the effective date of the relinquishment, both
35 of the following shall occur:



1 (1) The portion of Route 79 relinquished shall cease to be a
2 state highway.

3 (2) The portion of Route 79 relinquished may not be considered
4 for future adoption under Section 81.

5 (f) The City of Temecula shall ensure the continuity of traffic
6 flow on the relinquished portion of Route 79, including any traffic
7 signal progression.

8 (g) For relinquished portions of Route 79, the City of Temecula
9 shall maintain signs directing motorists to the continuation of
10 Route 79.

11 SEC. 2. This act is an urgency statute necessary for the
12 immediate preservation of the public peace, health, or safety
13 within the meaning of Article IV of the Constitution and shall go
14 into immediate effect. The facts constituting the necessity are:

15 In order for the provisions of this act to protect the public health
16 and safety as soon as possible, it is necessary that this act take effect
17 immediately.

